Michael O. Leavitt Governor Kathleen Clarke Executive Director Lowell P. Braxton Division Director 1594 West North Temple, Suite 1210 PO Box 145801 Salt Lake City, Utah 84114-5801 801-538-5340 801-359-3940 (Fax) 801-538-7223 (TDD)

January 23, 2001

First Security Bank 405 South Main Salt Lake City, Utah 84111

Attention: Kristina

Re: Authorization to Release Certificate of Deposit #. 

\* American Stone (Star Stone Quarries.)

Inc.), Rosebud Mine, M/003/026, Box Elder County, Utah

## Dear Kristina:

The Division of Oil, Gas and Mining currently holds a Certificate of Deposit (CD) #1 in the amount of \$15,000. The CD lists the owners as the State of Utah - Department of Natural Resources - DOGM and USDOI-BLM. The CD was posted by Mr. Lon Thomas of American Stone as interim reclamation surety for the Rosebud Mine located in Box Elder County, Utah.

Mr. Thomas has since replaced the CD with another form of reclamation surety. Therefore, we hereby authorize First Security Bank to release the \$15,000 CD back to Mr. Lon Thomas of American Stone. We have enclosed the original CD for this purpose. We have received verbal concurrence from Mr. Robert Lopez (co-signer) of the BLM to release and return the CD to Mr. Thomas.

Thank you for your cooperation in this regard. If you have any questions regarding this letter, please contact D. Wayne Hedberg at 538-5286 or Joelle Burns at 538-5291.

Sincerely,

Lowell P. Braxton

Director

ib

Enclosure: Original CD 4

Lon Thomas, American Stone, Inc. Robert Lopez, BLM (U-77034)

M03-26-cd



DIVISION OF OIL, GAS AND MINING

Michael O Leavitt Governor Kathleen Clarke

Executive Director Lowell P. Braxton Division Director

1594 West North Temple, Suite 1210 PO Box 145801 Salt Lake City, Utah 84114-5801 801-538-5340 801-359-3940 (Fax)

801-538-7223 (TDD)

August 23, 1999

Swell 2001 returned 1-18 over Bowle printy 3001

First Security Bank 405 South Main Salt Lake City, Utah 84110

Attention: Allison Knudson

Certificate of Deposit for American Stone, Rosebud Quarry, M/003/026, Box Elder County, Utah Re:

This is in regards to regulatory requirements of the mining statute and rules of the State of Utah, Division of Oil, Gas and Mining (DOGM) and the Department of the Interior, Bureau of Land Management (BLM), governing the operations and reclamation of the Rosebud Quarry, Permit Number M/003/026, operated by American Stone.

A Certificate of Deposit will be issued by First Security Bank for \$15,000 and be automatically renewable upon expiration. The Certificate should be made out in the name of the State of Utah, Division of Oil, Gas and Mining and the Department of the Interior, Bureau of Land Management. The interest earned by the Certificate of Deposit for the first three months will be added back on to the Certificate of Deposit. After that, the interest earned will be dispersed quarterly and deposited into American Stone's account. If the Certificate is redeemed before the maturity date and the penalty reduces the face value of \$15,000, the agencies will go to American Stone for reimbursement of that loss. If redeemed after the maturity date, then \$15,000 will go to the agencies and the remaining balance will go to American Stone's account. The Certificate of Deposit can only be redeemed by the DOGM and the BLM.

If the statute or rules of the DOGM or the BLM are violated with respect to the operation or reclamation of the Rosebud Quarry covered by this surety, the DOGM and the BLM have the authority to call the Certificate on demand, for the full amount of \$15,000. Any loss due to an early redemption penalty will be the responsibility of American Stone and will not be the expense or responsibility of the DOGM or the BLM.

The Division of Oil, Gas and Mining Director's signature Lowell P. Braxton (or the appropriate Division Director at that time) and the BLM Authorized Officer's signature (Bob Lopez (or the appropriate BLM Authorized Officer at that time) will be required to call the Certificate or release said funds back to American Stone. First Security Bank will not be held liable for any dispute between the parties. These rules pertain to the Certificate of Deposit Number:

Agreed upon by:

Lowell P. Braxton, Director Division of Oil, Gas and Mining

Land & Braile

Tax ID Number:

Lon Thomas, President

American Stone

Tax ID Number:

Authorized Officer, Bureau of Land Management

Tax ID Number:



## Nº 2647750

## Certificate of Deposit Account Receipt

First Security Bank	Bank, N.	Α.		Office:	Fourth South Metro Branch
Date:		Account Number:	1		
		-DEPARTMENT OF M AND USDOI-BLM	NATURAL		-,
You have deposited \$	15,083.83	into a First Security Bar	MON'	BY MASTER CERTIFIC	CATE-Fixed Rate
for a term of .		maturity date of		The interest rate is	4 . 1 5 0 % with an
annual percentage yie	4.211 %	The annual percentage yield w	zas saloulatod	using the terms you	requested with the interest
			vas caiculaieu,		
compounded	MATURITY	AT WATURITY paid	, by	depositing to t	he account
Thank you for opening	g a Time Deposit Acco	unt with First Security Bank.			
, I	•	•	Allis	on Knudson	i.
	"The Secretar	ry of the Interior	(BLM) an	d DOGM must	approve
This is a receipt for fur					n you wish to withdraw funds from
		= -		-	ve", "our" and "us" mean First
Security Bank.					,
. /		SPECIFIC ACCOUN	NT CONDI	TIONS	
Money Master Ins	sured Certificate of De	eposit Account - Fixed Rate			
. /		• e yield on this account will rem	ain fixed until	maturity	
		m two (2) months to five (5) ye		•	osen is disclosed above
<ul> <li>This account will assigned when the withdraw funds</li> </ul>	l automatically renew he deposit renews, wh without penalty. If yo	at maturity for an additional lil ich will remain fixed until the 1	ke term. A nev next maturity ( luring this ten	v interest rate and ar date. You will have t -day grace period, yo	
<ul> <li>A deposit of at le</li> </ul>	east \$500 is required to	open this account.			
<ul> <li>A daily balance of balance is less th</li> </ul>		red to obtain the disclosed ann	ual percentage	e yield. No interest v	will be paid on any day your account
<ul> <li>Additional depo-</li> </ul>	sits to this account are	not permitted except at maturi	ity.		
Money Master Ins	ured Certificate of De	posit Account - Variable Rate			
• The interest rate	and annual percentage	yield on this account may cha	nge at any tim	e at our discretion.	
		m two (2) months to five (5) yea			osen is disclosed above.
<ul> <li>This account will be assigned when to close the account</li> </ul>	automatically renew and the deposit renews.	at maturity for an additional lik You will have ten (10) calendar grace period, you will forfeit a	ke term. A nev r days after ma	v, variable interest ra sturity to withdraw f	ate and annual percentage yield may funds without penalty. If you choose wise been accruing since maturity at
	ast \$500 is required to	•			
	-	-	ual percentage	yield. No interest v	vill be paid on any day your account
balance is less th	-		1 0	,	1 , , , ,
<ul> <li>Additional depos</li> </ul>	sits of at least \$100 may	y be made to this account at an	y time. Deposi	ts by an automatic to	ransfer from a First Security Bank
checking or savir	ngs account may be ma	ade in any amount.			
Special Day Certif	icate of Deposit Acco	unt			
• The interest rate	and annual percentage	yield on this account will rem	ain fixed until	maturity.	
		m fourteen (14) days to five (5)			chosen is disclosed above.
<ul> <li>This account will</li> </ul>		ew at maturity. If you do not re			ll be placed in a non-interest earning

• A deposit of at least \$500 is required to open this account unless the maturity is between fourteen (14) and sixty-two (62) days, in which case a

• A daily balance of at least \$500 is required to obtain the disclosed annual percentage yield unless the maturity is between fouteen (14) and sixty-two (62) days, in which case a daily balance of at least \$10,000 is required to obtain the disclosed annual percentage yield. No interest

deposit of at least \$10,000 is required to open the account.

• Additional deposits to this account are not permitted.

will be paid on any day your account balance is less than this minimum balance requirement.

	ACCOUNT NUMBER (OFFICE-TYPE-SERIAL NO.)	AMOUNT	DATE REDEEME	) (1)	enature below, I certify under penalties of perjury that:  The number shown above is my correct Taxpayer Identification Number (or I am waiting for a number to be issued to me), and				
1999	7		(2)	2) I am NOT subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding. If checked here, I am subject to backup withholding.					
			ur 1	First The	If checked here, I certify that I am NOT a U.S. citizen or resident (or the account is owned by a foreign corporation, partnership, estate or trust) and am NOT subject to certain U.S. information return reporting or backup withholding rules. (If checked, Form W-8, Certificate of Foreign Status, must be signed by depositor.)  Security Bankank, N.A.  Fourth South Netro Branch Office Secretary of the Interior (BLM) & DOGM must approved and amount of the CD by any party.  STATE OF UTAH-DEPARTMENT OF NATURAL RESOURCES-DOGM AND USDOI-BLM				
				The the c	EPOSIT INSTRUMENTS OWNED BY THE BELOW SIGNERS ARE LISTED ON THE REVERSE SIDE Internal Revenue Service does not require your consent to any provision of this document other than ertifications required to avoid backup withholding. LON THOMAS  (AMERICAN STONE)				
				×	(AUTHORIZED OFFICER)				
				X	Sover & Braten (DIVISION DIRECTOR)				
				0 Y					
					her of signatures required for withdrawals:  hary Customer Address: 4044 5771 548 4725.				
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				Mai City	ling Address (if different than above): :: State: ZIP:				
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				2					
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				ф	Corporate Resolution-Dated:  Organization Authority-Dated:  Other:  Dated:				